

JUL 08 2005

Attorney's Docket No.: 12406-062001
Client's Ref. No.: P2003,0347 US E

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Number of pages including this page 3

Applicant : Wittmann et al.
Serial No. : 10/816,718
Filed : April 2, 2004

Art Unit : 2811
Examiner :

Title : FLEXIBLE MULTILAYER PACKAGING MATERIAL AND ELECTRONIC
DEVICES WITH THE PACKAGING MATERIAL


MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a RESPONSE TO
RESTRICTION REQUIREMENT, faxed this 8th day of July, 2005, to the United States Patent
and Trademark Office.

Respectfully submitted,

Date: July 8, 2005


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JUL 08 2005**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Wittmann et al. Art Unit : 2814
Serial No. : 10/816,718 Examiner : Thao X. Le
Filed : April 2, 2004
Title : FLEXIBLE MULTILAYER PACKAGING MATERIAL AND ELECTRONIC
DEVICES WITH THE PACKAGING MATERIAL

Mail Stop Amendment
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RESPONSE TO RESTRICTION REQUIREMENT

Responsive to the action mailed June 20, 2005, applicant elects Group C. The election is made with traverse.

The applicant notes that claims are never species (Manual of Patent Examining Procedure Section 806.04(e)). Species are always specifically different embodiments described in the specification (*id.*). The restriction requirement appears to require an election of claims rather than species.

Restriction also does not appear to be proper, because claim 1 appears to be a subcombination of claim 17. Additionally, claim 17 appears to be generic to claim 13.

Further, a proper restriction requires that the Examiner provide reasons and/or examples to support the reasons for why restriction is proper (Manual of Patent Examining Procedure Section 803). No reason has been presented for restricting the claims of the pending application.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

July 8, 2005

Date of Transmission

Signature

Carlos A. Brasil

Typed or Printed Name of Person Signing Certificate

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Page : 2 of 2

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No fee is believed to be due. If, however, there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

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